

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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:
NETRATINGS, INC.,
:
Plaintiff,
:
v. Civil Action No. 05-314-GMS
:
COREMETRICS, INC.,
:
Defendant. :
:
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STIPULATION AND ORDER OF DISMISSAL WITH PREJUDICE

Plaintiff, NetRatings, Inc., (“NetRatings”), by its counsel Drier, LLP and Young Conaway Stargatt & Taylor, LLP, and Defendant, Coremetrics, Inc., (“Coremetrics”), by its counsel, Heller Ehrman LLP and Ashby & Geddes, hereby stipulate that they have reached a confidential settlement of the dispute that is the subject matter of the above-referenced action (the “Action”). Based upon such settlement, and upon the consent and approval of NetRatings and Coremetrics as indicated herein, IT IS HEREBY ORDERED, ADJUDGED AND DECREED that:

1. The Action, including, without limitation, all claims and counterclaims asserted in the Action, is hereby dismissed with prejudice as to all parties pursuant to Rule 41(a)(1)(ii) of the Federal Rules of Civil Procedure.
2. Each party shall bear its own costs and attorneys fees.

AGREED TO AND ACCEPTED:

Date: October 31, 2006

Counsel for NetRatings, Inc.

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& TAYLOR, LLP

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Date: October 31, 2006

Counsel for Coremetrics, Inc.

ASHBY & GEDDES

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SO ORDERED:

Date _____

GREGORY M. SLEET
UNITED STATES DISTRICT JUDGE